

DIST/OFFICE	DOCKET		FILING DATE			J	N/S	O	R	R 23	\$	DEMAND OTHER	JUDGE	JURY	DOCKET	
	YR.	NUMBER	MO.	DAY	YEAR								NUMBER	DEM.	YR.	NUMBER
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# PLAINTIFFS

ROBERT L. CANNON and  
EUNICE CANNON, husband  
and wife

# DEFENDANTS

TOM N. KELTNER, SPENCER W.  
LYNN, DENNIS JOHNSON, ~~THORPE~~  
~~T. THORPE~~, FRANK CHILDERS, CHILES  
and JOHNIE RAINS, DAN TRACY

# CAUSE

Action brought by plaintiffs to recover damages against employees of the Oklahoma Highway Department under Title 42, U.S.C. #1983 and 1985, and to enjoin employees of Oklahoma Highway Department from interfering with plaintiffs' property without due process of law and without just compensation therefor in violation of the Fifth Amendment and Fourteenth Amendment of the U.S. Constitution

# ATTORNEYS

David H. Sanders  
Sanders, McElroy & Carpenter  
205 Denver Bldg.  
Tulsa, Oklahoma 74119  
582-5181

Tom N. Keltner  
Spencer W. Lynn *200 NE 21st*  
~~Jim Thorpe Building~~  
Oklahoma City, Okla. 73105

*521-2681*  
David Sugarman, State Highway  
200 NE 21st Street Dept.  
Oklahoma City, Oklahoma 73105  
(Johnson, Rauz, Childers, &  
Rains) + *Tracy*

☐ CHECK  
HERE  
IF CASE WAS  
FILED IN  
FORMA  
PAUPERIS

# FILING FEES PAID

DATE

RECEIPT NUMBER

C.D. NUMBER

# STATISTICAL CARDS

CARD DATE MAILED  
JS-5 10-1-75  
JS-6 5-1-76

DATE	NR.	PROCEEDINGS
9-10-75	1.	Complaint, filed. Summons issued. lm
9-10-75	2.	Application for Preliminary Injunction, filed. lm (Not.to J)
9-12-75	MO:	Case transferred to Judge H. Dale Cook. (AEB-J)hm
9-15-75	MO:	Ordered by the Court that this case is set for hearing on pltf.'s appl. for preliminary injunction for 2:30 p.m. 9/25/75. (HDC-J)rm-notices served by pltf. counsel
9-19-75	3.	Motion to Dismiss Complaint of defts. Tom Keltner & Spencer W. Lynn, filed. mm
9-19-75	4.	Brief in Support of Motion to Dismiss, filed. mm
9-19-75	5.	Motion to Dismiss Complaint and Application for Temporary Injunction filed by defts. Dennis Johnson, Don T. Rauz, Frank Childers, & Johnnie Rains. mm
9-19-75	6.	Brief in Support of Motion to Dismiss, filed. mm
9-19-75	MO:	Ordered by the Ct. that the plaintiff file a responsive brief within 10 days to the Motion to Dismiss Complaint & Application for Temporary Injunction of all defendants. (HDC-J) cps mld mm
9-19-75	7.	Motion and Response to Application for Preliminary Injunction of defts. Johnson, Rauz, Childers, & Rains, filed. mm (W/Affidavit of David Sugarman, Attorney for above defts. attached.)
9-19-75	8.	Brief in Support of Deft's Motion & Response to Application for Preliminary Injunction, filed. mm
9-19-75	9.	Motion & Response to Application for Preliminary Injunction of Defts. Keltner and Lynn, filed. mm (W/Affidavit of Defts. Keltner & Lynn attached.)
9-19-75	10.	Brief in Support of Defts. Motion and Response to Application for Preliminary Injunction, filed. mm
9-23-75	11.	Affidavit of service, filed. hm
9-25-75	MO:	Case called for hearing on pltf's applic. for preliminary injunction. Parties announce ready. David Sugarman admitted for purposes of this case only. Pltf. makes opening statement. Pltf's witness sworn: Robert L. Cannon. Pltf. rests. Defts' opening statement made. Upon defts' request, Court orders Clerk to change name of deft. Frank Childers to Frank Chiles on complaint. Deft. rests. Parties rest. Closing arguments made. Brief of plaintiffs, filed in open court. Court makes findings and denies the pltf's' applic. for preliminary injunction. Defts. to prepare an agreed-to journal entry. (HDC-J)hm
9-25-75	12.	Brief of plaintiffs, filed in open court. hm
9-29-75	13	Plaintiffs' Brief in response to Motions to Dismiss, filed. k
10-3-75		Reporter's Transcript of Proceedings had on 9-25-75 Hearing on Pltf's Application for Preliminary Injunction (Partial Transcript), filed. lm (orig. & Clk's cpy) <i>10-9 amended journal entry to 5/k</i>
10-9-75	14.	Defendants' reply brief to plaintiffs' answer brief, filed. k
10-10-75	15.	Order, filed & entered, denying application for preliminary injunction. (HDC-J)g cpies mld
10-22	16.	Defts' motion to substitute, filed. hm
10-24		Reporter's transcript of proceedings on 9-25-75 (partial), filed. g <i>alt copy</i>

## CIVIL DOCKET CONTINUATION SHEET

PLAINTIFF		DEFENDANT	DOCKET NO. _____
Robert L. Cannon, et al		Tom M. Keltner, et al	PAGE <u>3</u> OF <u>2</u> sheets
DATE	NR.	PROCEEDINGS	
10-28-75	17	Order, filed, that deft. Don T. Rauz be changed to true name of Dan Tracy. (HDC-J)g cpies mld.	
12-19	18	Order overruling motions to dismiss and directing defts. to answer within 20 days of this date, filed. (HDC-J)g cpies mld.	
1-5-76	19.	Motion of defts. Keltner & Lynn for ext. of time to ans., filed. hm	
<u>1976</u>		Keltner & Lynn	
1-6	20	Ordered that time for defts/to file further pleading or ans. be extended to January 28, 1976, filed. (HDC-J)tc cps.mld.	
1-16	21.	Mo. of Defts. Johnson, Tracy, Chiles and Rains for ext. of time within which to plead or answer, filed. ph <del>del</del>	
1-16	22.	Order, filed, granting defs., Johnson, Tracy, Chiles & Rains, until 1/28/76 to plead or ans.(HDC-J)rm-copies mailed	
1-26	23	Appl. for Ord., enlarging time to Ans. Compl., filed. t o-J (Spencer) Kelter &	
1-26	24	Appl. for Ord. enlarging time to ans. Compl., filed. t o-J (Tracy, Chiles & Rains)	
1-26	25.	Order, filed, granting defts. Keltner & Lynn until 2-17-76 to ans. or plead. (HDC-J)hm (copies mailed)	
1-26	26.	Order, filed, granting defts. Johnson, Tracy, Chiles & Rains until 2-17-76 to ans. or plead. (HDC-J)hm (copies mailed)	
2-9	27	Appl. of defts. Keltner and Lynn for ext. of time to answer, filed. g	
2-9	28	Order, filed, granting defts. Keltner and Lynn until 3-18-76 to file further pleading or answer. (HDC-J)g cp mld.	
2-9	29	Appl. of defts. Johnson, Tracy, Chiles and Rains for ext. of time to answer, filed. g	
2-9	30	Order, filed, granting defts. Johnson, Tracy, Chiles and Rains until 3-18-76 to further plead or answer. (HDC-J)g cp mld.	
3-17	31	Motion for special admission to bar by Floyd W. Taylor, filed. g	
3-17	32	Application for order enlarging time to answer complaint, filed. g	
3-17	33	Order, filed, granting defts. until 4-17-76 to answer. (HDC-J)g cp mld	
3-17		Order, filed, (part of mot.) granting Floyd W. Taylor leave to practice before this Court in this case. (HDC-J)g cp mld	
4-22	34.	Appl. of pltf. for dismissal w/reservation as to def., Keltner, filed r	
4-22	35.	Order, filed and entered, dismissing def. Keltner wo/prej. and right to refile against him and dismissing other defs. w/prej.(HDC-J)rm-cpy	

PLAINTIFF	DEFENDANT	DOCKET NO. _____
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PAGE \_\_\_\_\_ OF \_\_\_\_\_ PAGES

## PROCEEDINGS